IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO. 468 OF 1994

Akbarunnisha Zaman Khan & Anr. ...Plaintiffs
V/s.
Avinash Dewakar Palekar & Ors. ...Defendant

Mr.A.N. Maniyar for Plaintiffs.
Mr.S.R. Trilokani i/b. M.K. Ambalal & Co. for Defendants No.4 and 8.
Mr.Vipul Shah for Defendant No.7.

CORAM : A.S. AGUIAR, J.
DATED : DECEMBER 9, 2004.

P.C. :-

1. Mr.Maniyar appears for plaintiffs. Mr.Trilokani appears for defendants no.4 and 8 ICICI Bank Ltd. originally ICICI and Shipping Credit and Investment Company of India now amalgamated and referred to ICICI Bank Ltd. only. Mr.Shah appears for defendants no.7 i.e. Reliance Industries Ltd.

2. Learned Advocate for the plaintiffs states that he is not pressing any of the prayers against ICICI and so far as defendant no.7, he is asking for confirmation of the interim injunction restraining defendant no.7 from transferring the plaintiffs' shares. So far as

defendants no.4 ICICI are concerned, Advocate for ICICI states that the bank has already transferred the five shares of ICICI Ltd. prior to the interim injunction being granted. So far as remaining defendants are concerned, plaintiffs prays for exparte decree. Advocate for plaintiffs has filed the affidavit of evidence of Mohammed Zaman Khan, plaintiff no.2 as well as documents. Defendants have not filed any written statement nor are appearing in the matter. Hence, there shall be a decree in terms of prayer clauses (a) and (b). No order as to costs. Suit to stand disposed of.

. Certified copy expedited.

(A.S. AGUIAR, J.)